

132 Cannon House Office Building Washington, DC 20515

www.house.gov/hensarling/rsc

Ph (202) 226-9717 / fax (202) 226-1633

**Legislative Bulletin......May 16, 2007** 

**Contents:** 

H.R. 1585 — National Defense Authorization Act for Fiscal Year 2008

# **Summary of the Bills Under Consideration Today:**

**Total Number of New Government Programs**: Several

**Total Cost of Discretionary Authorizations**: \$640 billion in FY2008

**Effect on Revenue**: "negligible" as defined by CBO

**Total Change in Mandatory Spending:** \$150 million in FY2008

**Total New State & Local Government Mandates**: Various

**Total New Private Sector Mandates**: Various

**Number of** *Bills* **Without Committee Reports:** 0

Number of Reported Bills that Don't Cite Specific Clauses of Constitutional Authority: 1

# H.R. 1585 — National Defense Authorization Act for Fiscal Year 2008 (Skelton, D-MO)

<u>Order of Business</u>: The bill is scheduled to be considered on Wednesday, May 16, subject to a structured rule (H.Res. <u>403</u>). Summaries of the amendments made in order under the rule will be provided in a separate RSC document.

To view the RSC Legislative Bulletin for the FY2007 defense authorization bill (H.R. 5122, reported version), please click here. To view the conference report, please click here.

<u>Cost to Taxpayers</u>: CBO estimates that H.R. 1585 would authorize \$640 billion in FY2008 appropriations, which includes \$141 billion for the ongoing military operations in Afghanistan and Iraq.

CBO also estimates that H.R. 1585 would increase mandatory spending by \$150 million (including sale of assets) in FY2008, but would have no net effect on spending over both the FY2008-FY2012 period and the FY2008-FY2017 period.

To see the complete, 28-page CBO cost estimate, visit <u>this webpage</u>. For details on specific authorizations, see the "Highlights Summary" section below.

Overall Authorizations: The President requested budget authority of \$481.4 billion for the national defense budget function (regular appropriations) for FY2008. The Committee recommends an overall level of \$499.1 billion in regular budget authority. This amount represents a decrease of approximately \$33.7 billion from the budget authority provided in the authorization bill for FY2007 (Public Law 109-364).

<u>Committee Action</u>: H.R. 5122 was introduced on March 20, 2007, and referred to the House Committee on Armed Services, which considered it, held several mark-ups, and reported the bill, as amended, on May 11, 2007, by a vote of 58-0 (House Report 110-146).

<u>Administration Position</u>: A Statement of Administration Policy (SAP) was not available at press time.

<u>Does the Bill Expand the Size and Scope of the Federal Government?</u>: Yes, the bill creates several new programs.

<u>Mandates?</u>: CBO states that provisions of H.R. 1585 "contain both intergovernmental and private-sector mandates as defined in UMRA, but CBO estimates that the annual cost of those mandates would not exceed the thresholds established in UMRA (\$66 million for intergovernmental mandates in 2007 and \$131 million for private-sector mandates in 2007, adjusted annually for inflation)."

<u>Constitutional Authority</u>: The Armed Services Committee, in House Report <u>110-146</u> finds constitutional authority in Article I, Section 8, but does not cite a specific clause. House Rule XIII, Section d(1), requires that all committee reports contain "a statement citing the *specific* powers granted to Congress in the Constitution to enact the law proposed by the bill or joint resolution." *[emphasis added]* 

Article I, Section 8, Clause 1 grants Congress the power to "provide for the common Defence and general welfare of the United States." Article I, Section 8, Clauses 12 through 16 grant Congress the power "To raise and support Armies, but no Appropriation of Money to that Use shall be for a longer Term than two Years; To provide and maintain a Navy; To make Rules for the Government and Regulation of the land and naval forces; To provide for calling forth the Militia to execute the Laws of the Unions, suppress Insurrections and repel Invasions; To provide for organizing, arming, and disciplining, the Militia and for governing such Part of them as may be employed in the Service of the United States..." In addition, Article I, Section 8, Clause 17 provides that Congress shall have the power "To exercise exclusive Legislation in all Cases whatsoever...over all Places purchased by the Consent of the Legislature of the state in which the Same shall be, for the Erection of Forts, Magazines, Arsenals, dock-Yards, and other needful Buildings."

<u>Does the Bill Comply with House Rules Regarding Earmarks/Limited Tax Benefits/Limited Tariff Benefits (House Rule XXI, Clause 9)</u>: Yes. The House Armed Services Committee, in House Report <u>110-146</u> (pages 559-571) lists 680 separate Member earmarks totaling at least \$37.4 billion (with individual earmarks ranging from \$250,000 to 2.42 billion).

<u>Highlights Summary</u>: H.R. 5122 would authorize appropriations for FY2007 for the Department of Defense and the national security functions of the Department of Energy. The bill also sets military strength levels (total number of personnel by active and reserve branch). What follows are <u>highlights</u> of the three divisions (Dept. of Defense, Military Construction, and Dept. of Energy & Others) of the bill.

Division A = Department of Defense Authorizations

Division B = Military Construction Authorizations

Division C = Department of Energy National Security Authorizations and Other Authorizations

#### A Few Items of Note:

- ➤ Ballistic Missile Defense is \$764 million lower than the President's FY 2008 budget request of \$8.899 billion (this gap will be addressed by an amendment from Reps. Franks, Cantor, and Putnam).
- Future Combat Systems (FCS) was reduced by 25 percent (\$867 million) under this bill. FCS is the Army's primary modernization program (Rep. Akin offered an amendment at Rules Committee to restore this funding, but his amendment was not made in order).
- The bill does <u>not</u> contain any provisions that alter or weaken current pro-life policies (i.e.— the bill is silent on, and therefore maintains, the current prohibition on providing abortions at overseas military facilities, etc.). There will likely be Democrat amendments attempting to weaken current law prohibitions, including one amendment requiring all military medical facilities to stock and distribute the morning after pill (Plan B).

## Division A—Title I—Procurement

- ➤ <u>Army</u>. Aircraft--\$3.93 billion; Missiles--\$2.11 billion; Weapons and Tracked Combat Vehicles--\$3.31 billion; Ammunition--\$2.24 billion; Other Procurement--\$11.46 billion.
- ➤ <u>Navy</u>. Aircraft--\$12.75 billion; Weapons (including missiles and torpedoes)--\$3.06 billion; Shipbuilding and Conversion--\$15.74 billion; Other Procurement--\$5.44 billion; Ammunition (Navy and Marine Corps)--\$1.06 billion.
- ➤ Marine Corps. \$2.58 billion
- ➤ Air Force. Aircraft--\$12.35 billion; Ammunition--\$868 million; Missiles--\$5.13 billion; Other Procurement--\$15.44 billion.

#### Division A—Title II—Research, Development, Test, and Evaluation

**▶ Army**. \$10.08 billion

➤ Navy. \$17.33 billion

- ➤ **Air Force**. \$25.73 billion
- ➤ <u>Defense-Wide Activities</u>. \$20.14 billion (\$180.2 million reserved for Operational Test & Evaluation, Defense-Wide).
- ➤ <u>Defense Science and Technology</u>. Reserves \$11.5 billion of the above funds for the Defense Science and Technology Program.

# Division A—Title III—Operation and Maintenance

- > **Army**. \$28.86 billion
- Navy. \$33.13 billion
- ➤ **Marine Corps**. \$4.9 billion
- **▶ Air Force**. \$33.39 billion
- **▶ Defense-Wide Activities**. \$22.73 billion
- > Army Reserve. \$2.50 billion
- ➤ **Naval Reserve**. \$1.18 billion
- ➤ Marine Corps Reserve. \$208.6 million
- **▶ <u>Air Force Reserve.</u> \$2.69 billion**
- > Army National Guard. \$5.84 billion
- > Air National Guard. \$5.04 billion
- **U.S. Court of Appeals for the Armed Forces.** \$11.9 million
- > Army Environmental Restoration. \$131.8 million
- ➤ Navy Environmental Restoration. \$300.5 million
- ➤ Air Force Environmental Restoration. \$458.4 million
- **Defense-wide Environmental Restoration**. \$12.7 million
- **Formerly Used Defense Sites Environmental Restoration**. \$250.2 million
- **Overseas Humanitarian, Disaster, and Civic Aid Programs**. \$103.3 million
- **Cooperative Threat Reduction programs.** \$398.0 million
- > Overseas Contingency Operations Transfer Fund. \$5 million
- **Defense Health Program**. \$22.47 billion
- **▶ Drug Interdiction and Counter-Drug Activities**. \$936.8 million
- **Defense Inspector General**. \$215.9 million

#### Division A—Title IV—Military Personnel Authorizations

Authorized personnel levels as of September 30, 2008:

- > Army. 525,400
- Navy. 329,098
- **Marine Corps**. 189,000
- **Air Force**. 329,651
- ➤ Army National Guard, Selected Reserve. 351,300
- > Army Reserve, Selected Reserve. 205,000
- ➤ Naval Reserve, Selected Reserve. 67,800
- ➤ Marine Corps Reserve, Selected Reserve. 39,600
- ➤ Air National Guard, Selected Reserve. 106,700
- ➤ Air Force Reserve, Selected Reserve. 67,500
- > Coast Guard Reserve, Selected Reserve. 10,000

- > Army National Guard, Full-Time Duty. 29,240
- > Army Reserve, Full-Time Duty. 15,870
- ➤ Naval Reserve, Full-Time Duty. 11,579
- ➤ Marine Corps Reserve, Full-Time Duty. 2,261
- > Air National Guard, Full-Time Duty. 13,944
- ➤ Air Force Reserve, Full-Time Duty. 2,721
- > Army National Guard, Dual-Status Military Technicians. At least 26,502
- ➤ Army Reserve, Dual-Status Military Technicians. At least 8,249
- ➤ Air National Guard, Dual-Status Military Technicians. At least 22,553
- ➤ Air Force Reserve, Dual-Status Military Technicians. At least 9,909
- > Army Reserve, Non-Dual-Status Military Technicians. No more than 595
- > Army National Guard, Non-Dual-Status Military Technicians. No more than 1,600
- > Air Force Reserve, Non-Dual-Status Military Technicians. No more than 90
- ➤ Air National Guard, Non-Dual-Status Military Technicians. No more than 350
- > Maximum numbers of reservists who may be serving at any time on full-time operational support duty:
  - -- Army National Guard: 17,000
  - --Army Reserve: 13,000
  - --Naval Reserve: 6,200
  - -- Marine Corps Reserve: 3,000 --Air National Guard: 16,000
  - --Air Force Reserve: 14,000
- **Armed Forces Retirement Home.** \$61.6 million
- **Authorization of Appropriations for Military Personnel**. \$115.4 billion

## Division A—Title V—Military Personnel Policy

- **Reintegration Working Group.** Directs DoD to establish a working group to identify and assess the reintegration needs of members of the reserve components who return from overseas operational deployment.
- ➤ Advance Notice of Deployment for Reservists. Requires DoD to ensure that a member of a reserve component who is called to active duty for more than 30 days of a contingency operation receives at least 30 days of advance notice of the mobilization date.
- > Cold War Victory Medal. Authorizes DoD to issue a service medal known as the "Cold War Victory Medal" to military personnel who meet certain active-duty qualifications.

# Division A—Title VI—Compensation and Other Personnel Benefits

- **Basic Pay for All Uniformed Services.** Increases basic pay by 3.5% for all members of the uniformed services, effective January 1, 2008, and provides incentives to retain junior officers and highly skilled enlisted members. Also would guarantee pay raises that are .5 percent higher than amounts required by current law for FY 2009 – FY 2012.
- ➤ Incentive Pay for Reserve Members in Combat Zone. Authorizes DoD to pay incentive pay to a member of a reserve component who serves more than 22 months in the combat zone, so long as their active duty began prior to January 19, 2007.

- ➤ <u>Increase in Hardship Duty Pay</u>. Increases the maximum amount of hardship duty pay from \$750 to \$1,500.
- ➤ Continuation of Pay for Injured Military Personnel. Authorizes DoD to continue to pay all pay and allowances to a member of a regular or reserve component of a uniformed service, including any bonus, incentive pay, or similar benefit, if the individual incurs a wound, injury, or illness in the line of duty while serving in a combat operation and is hospitalized for treatment of that wound or illness.
- **Bonuses**. Extends through December 31, 2008, dozens of bonus and special-pay authorities (for example: bonuses for reserve reenlistment, nurse anesthetists, dentists, nuclear specialists, aviation officer retention, referrals of new recruits, and prior service enlistment).

# **Division A—Title VII—Health Care Provisions**

- **TRICARE**. Extends the prohibition on TRICARE premium, deductible, and copay increases from April 1, 2007 to September 30, 2008. Makes additional clarifications and updates to the TRICARE system.
- ➤ <u>Nurse Practitioner Program</u>. Directs the DoD to establish a graduate education program for advanced-practice nursing at the Uniformed Services University of the Health Sciences.
- Cognitive Assessment for Service Members Deployed. Directs the DoD to establish a computer-based program to assess the cognitive functioning, in a pre- and post-deployment environment, for all armed forces members who are deployed in support of the Global War on Terror.

# Division A—Title VIII—Acquisition Policy, Acquisition Management, and Related Matters

- Foreign Procurement. Extends the prohibition of DoD from entering into a contract for the procurement of goods or services from any foreign person to which the government of a foreign country that is a member of the World Trade Organization has provided a subsidy under certain, specified conditions.
- ➤ <u>Iran/Syria Procurement</u>. Prohibits DoD from entering into a contract for procurement of goods or services from a source subject to sanctions for violating the Iran and Syria Nonproliferation Act.
- ➤ <u>Debarment of Contractors</u>. Directs the DoD to debar any contractor or prospective contractor (from contracting with the DoD) for up to five years, if a contractor has been convicted of a criminal violation of any provision of the Arms Export Control Act.
- ➤ <u>Contracting Accountability</u>. Makes various limitations and restrictions on non-competitive procurement contracts, and adds provisions to increase fixed-price contracts. Also requires each federal agency or department to submit quarterly reports to Congress detailing all completed audits for contracts in excess of \$10 million.

# Division A—Title IX—Department of Defense Organization and Management

- Redesignates the Department of the Navy. Redesignates the Department of the Navy as the Department of the Navy and Marine Corps, and designates the Secretary of the Navy as the Secretary of the Navy and Marine Corps. Makes several other conforming amendments related to this redesignation.
- > Space Protection Strategy. Directs the DoD to develop a strategy (known as the Space Protection Strategy) for the development and fielding by the U.S. the necessary space capabilities to ensure freedom of action for the U.S.
- ➤ <u>Climate Change.</u> Requires DoD, as part of the first national security strategy and national defense strategy prepared after enactment of this Act, to consider the effect and projected risks of climate change on department facilities, capabilities, and missions.

# **Division A—Title X—General Provisions**

- FY2008 Transfer Authority. Authorizes the Secretary of Defense, if acting in the national interest, to transfer up to \$4.5 billion in authorizations to any other authorization for FY2008, as long as the transfer is from a lower-priority authorization to a higher-priority authorization, the transfer is not used to provide authority to an item that has been denied authorization by Congress, and the Secretary "promptly" notifies Congress of the transfer. Treats any such transfer as an equivalent increase in the amount authorized for the account to which the amount is transferred.
- ➤ <u>NATO Contribution</u>. Authorizes \$1.03 million for the Civil Budget, and \$362.16 million for the Military Budget at NATO.
- ➤ <u>Strategic Posture Commission</u>. Establishes a "Congressional Commission on the Strategic Posture of the United States" to examine and make recommendations regarding the long-term strategic posture of the U.S. The Commission is to be composed of 12 members, including the House and Senate Armed Services Chairman and Ranking Members.
- ➤ Prohibition on Sale of Parts for F-14 Fighter Aircraft. States Congressional findings that DoD is responsible for "demilitarizing and auctioning off sensitive surplus U.S. military equipment" including parts to the F-14 "Tomcat" fighter which is exclusively used by Iran (outside the U.S.), and prohibits DoD from selling any F-14 fighter aircraft parts (except to a U.S. museum).
- Sense of Congress regarding Guantanamo Bay. Includes a Sense of Congress which, among other things, calls upon the International Community and the home countries of detainees to work with DoD to "facilitate and expedite the repatriation of detainees," and detainees should be charged and expeditiously prosecuted for crimes committed against the U.S.

#### Division A—Title XI—Civilian Personnel Matters

➤ <u>Death Gratuity.</u> Authorizes the U.S. to pay \$100,000 to the survivor immediately upon receiving official notification of the death of an employee who dies in connection with

their service with an Armed Forces contingency operation, or who dies from injuries incurred from a terrorist incident during that employee's service with the Armed Forces.

# <u>Division A—Title XII—Matters Relating to Foreign Nations</u>

- ➤ <u>Prohibition on Permanent U.S. Military Installation in Iraq</u>. Continues to prohibit the U.S. from establishing a permanent military installation in Iraq, and prohibits the U.S. control over Iraq oil reserves.
- Sense of Congress Regarding Iraqi Council. States the Sense of Congress that the Iraqi Council of Representatives should not recess for an extended period of time without first making substantial progress toward 1) enacting equitable election laws, 2) enacting laws governing the de-Baathification process, and 3) amending the Iraqi Constitution in a manner that encourages national reconciliation, among other provisions.
- Afghanistan National Security Forces. Requires DoD to submit a report to Congress (within 90 days) detailing a long-term plan for sustaining the Afghanistan National Army and the Afghanistan National Police of the Afghanistan National Security Forces.

# <u>Division A—Title XIII—Cooperative Threat Reduction with States of the Former Soviet</u> Union

From funds allocated for operation and maintenance above:

- > Strategic Offensive Arms Elimination in Russia. \$77.9 million
- ➤ Nuclear Weapons Storage Security in Russia. \$23 million
- Nuclear Weapons Transportation Security in Russia. \$37.7 million
- **Weapons of Mass Destruction Proliferation Prevention in the Former Soviet Union**. \$38 million
- **Biological Weapons Proliferation Prevention in the Former Soviet Union.** \$144.4 million
- **Defense and Military Contacts**. \$8.0 million
- **Chemical Weapons Destruction in Russia**. \$42.7 million
- **▶ New Cooperative Threat Reduction Initiatives.** \$7 million

#### Division A—Title XIV— Wounded Warrior Assistance

- Medical and Dental Care Improvements. Makes various modifications to medical and dental care for members of the Armed Forces assigned to hospitals in an outpatient status.
- ➤ **DoD Ombudsman Office.** Directs DoD to establish a new DoD-wide Ombudsman Office, which is to provide policy guidance to, and oversight of, the ombudsman offices in the military departments.
- Medical Care Toll-Free Hotline. Directs DoD to establish and maintain a toll-free telephone number "hotline" to collect information regarding possible deficiencies in the adequacy, quality, and state of repair of medical-related support facilities.
- ➤ Wounded Warrior Pilot Program. Directs the Army to establish a pilot program, at an active duty base with a major medical facility, based on the Wounded Warrior Regiment program of the Marine Corps, to be known as the Army Wounded Warrior Battalion.

- Medical Support Fund. Establishes a fund at the U.S. Treasury known as the DoD Medical Support Fund to support programs and activities relating to the medical treatment, care, rehabilitation, recovery, and support of wounded and injured members of the Armed Forces and their return to military service or transition to civilian society.
- ➤ <u>Increased Physicians at VA Hospitals.</u> Directs Veterans Affairs to increase the number of resident physicians at hospitals of the Department of Veterans Affairs.

# <u>Division A—Title XV—Authorization of Additional Appropriations for Operation Iraqi</u> Freedom and Operation Enduring Freedom

#### PROCUREMENT:

- ➤ <u>Army</u>. Aircraft--\$1.67 billion; Weapons and Tracked Combat Vehicles--\$4.78 billion; Ammunition--\$313.0 million; Other Procurement--\$4.64 billion; Missiles--\$295 million; Other Procurement--\$11.12 billion.
- Navy. Aircraft--\$2.91 billion; Weapons--\$258.3 million; Other Procurement--\$727.5 million
- ➤ Marine Corps. Procurement--\$3.86 billion.
- Navy and Marine Corps. Ammunition--\$590.1 million
- ➤ <u>Air Force</u>. Aircraft--\$5.18 billion; Ammunition--\$74 million; Missiles--\$1.8 million; Other--\$3.9 billion
- ➤ <u>Defense-Wide Activities</u>. Procurement--\$574.7 million

## RESEARCH, DEVELOPMENT, TEST, and EVALUATION:

- > **Army**. \$91 million
- ➤ Navy. \$516 million
- ➤ **Air Force**. \$816 million
- **Defense**-wide. \$727 million

#### **OPERATION & MAINTENANCE:**

- > **Army**. \$45.35 billion
- ➤ Navy. \$5.42 billion
- ➤ **Marine Corps**. \$4.01 billion
- **▶ Air Force**. \$10.53 billion
- ➤ **Defense-Wide Activities**. \$6.09 billion
- > Army National Guard. \$446 million
- > Air National Guard. \$31.1 million
- > Army Reserve. \$158.4 million
- Navy Reserve. \$69.59 million
- ➤ Marine Corps Reserve. \$68 million

#### OTHER AUTHORIZATIONS:

- > Drug Interdiction & Counter Drug Activities. \$257 million
- ➤ **Military Personnel**. \$17.47 billion
- > Iraq Freedom Fund. \$107.5 million
- ➤ **Iraq Security Forces Fund**. \$2.0 billion
- ➤ Afghanistan Security Forces Fund. \$2.7 billion

- **Army Construction and Land Acquisition**: \$507 million
- ➤ Navy Construction and Land Acquisition: \$169 million

# <u>Division A—Title XVII—Defense Readiness Production Board</u>

➤ <u>Defense Readiness Board.</u> Directs the DoD to establish a Defense Readiness Production Board, comprised of 16 members appointed by the Secretary of Defense, to assist the Secretary in the identification of deficiencies of the readiness of the Armed Forces caused by shortfalls in weapons systems, equipment, and supplies, among other things.

# <u>Division B—Title XXI—Army</u>

- ➤ <u>Authorization of Appropriations for Military Construction.</u> \$5.38 billion <u>Division B—Title XXII—Navy</u>
  - **Authorization of Appropriations for Military Construction.** \$2.80 billion
  - ➤ Repeal of Authorization for Construction. Repeals authorization for construction of Navy outlying landing field in Washington County, North Carolina.

# <u>Division B—Title XXIII—Air Force</u>

**Authorization of Appropriations for Military Construction.** \$2.12 billion

## **Division B—Title XXIV—Defense Agencies**

- **Energy Conservation Projects.** \$70 million
- **Authorization of Appropriations for Military Construction.** \$10.43 billion

## Division B—Title XXV - North Atlantic Treaty Organization Security Investment Program

> NATO Security Investment Program. \$201.4 million

#### Division B—Title XXVI—Guard and Reserve Forces Facilities

- > Army National Guard. \$425.8 million
- > **Army Reserve**. \$133.1 million
- Naval and Marine Corps Reserve. \$59.9 million
- ➤ Air National Guard. \$117.7 million
- ➤ **Air Force Reserve**. \$27.5 million

#### Division B—Title XXVII—Expiration and Extension of Authorizations

**Expiration of Authorizations**. Establishes an expiration date for all military construction, land acquisition, family housing, and NATO authorizations at the later of

October 1, 2010 or the date of enactment of an Act authorizing funds for military construction for FY2011.

# Division B—Title XXVIII—Military Construction General Provisions

- **BRAC Funds**. Authorizes the DoD Secretary to transfer remaining funds in the Base Closure Account 2005 to DoD Housing Funds.
- **Land Conveyances**. Authorizes several land conveyances to localities.
- Military Working Dog Monument. Authorizes DoD to permit the National War Dogs Monument, Inc. to establish and maintain (at Fort Belvoir, Virginia, or another military installation in the U.S.) a national monument to honor the sacrifice and service of U.S. Armed Forces working dog teams that have participated in U.S. military operations.
- **Rep. Hefley Housing Facility**. Names a housing facility at Fort Carson, Colorado, in honor of former Congressman Joel Hefley.
- ➤ <u>Lane Evans Reserve Center</u>. Names a Navy and Marine Corps Reserve Center at Rock Island, Illinois, in honor of former Congressman Lane Evans.
- > Several other military facilities named after former members of Congress and a Retired General.

# Division C—Title XXXI—Department of Energy National Security Programs

# Authorization of Appropriations for the National Nuclear Security Administration.

- **Weapons Activities.** \$6.5 billion
- **Defense Nuclear Nonproliferation**. \$1.8 billion
- Naval Reactors. \$808.22 million
- ➤ Office of Administrator for Nuclear Security. \$399.65 million

## Authorization of Appropriations for Environmental and Other Activities.

- **▶ Defense Environmental Cleanup**. \$5.36 billion
- ➤ Other Defense Activities for National Security. \$763.97 million
- ➤ Defense Nuclear Waste Disposal. \$292.04 million

## Other provisions:

- National Nuclear Security Administration Study. Directs the Nuclear Security Administration to conduct a study on the composition of the workforce providing protective forces at the nuclear weapons complex, and submit a report to Congress on its findings.
- ➤ Consolidation of Counterintelligence Programs. Transfers the functions, personnel, funds, assets, and other resources of the Office of Defense Nuclear Counterintelligence of the National Nuclear Security Administration to the Secretary of Energy.
- Nuclear Weapons Complex Security Risks. Directs the Nuclear Security Administration to conduct an assessment of the physical security risks, and the cyber security risks, posed to the nuclear weapons complex and the security technologies employed within the nuclear weapons complex.

# Division C—Title XXXII—Defense Nuclear Facilities Safety Board

**Authorized Appropriations**. \$22.4 million

# <u>Division C—Title XXXIII—National Defense Stockpile</u>

Authorization of Appropriations. Authorizes \$44.8 million from the National Defense Stockpile Transaction Fund for the operation and maintenance of the National Defense Stockpile for FY2008. Permits the use of additional funds for "extraordinary or emergency conditions" 45 days after a notification to Congress.

# <u>Division C—Title XXXIV—Naval Petroleum Reserves</u>

➤ <u>Authorized Appropriations</u>. \$17.3 million <u>Division C—Title XXXV—Maritime Administration</u>

Authorization of Appropriations for the Maritime Administration under the Department of Transportation.

- **▶ Operations and Training Activities**. \$115.2 million
- **Disposal of Obsolete Vessels**. \$20.0 million

RSC Staff Contact: Derek V. Baker; derek.baker@mail.house.gov; 202-226-8585

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